

Message Text

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62

ORIGIN SS-25

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M/MC:CBRYANT

C:RHOPPER

S/S-MR. REDDY

----- 086329

P 182217Z SEP 76

FM SECSTATE WASHDC

TO AMEMBASSY VIENNA PRIORITY

C O N F I D E N T I A L STATE 231720

EXDIS

E.O. 11652: GDS

TAGS: MILI, AU, CA

SUBJECT: SWAROVSKI EXCON CASE

REF: VIENNA 7750

1. YOU MAY BRIEF KREISKY ASAP ON FACTS OF CASE AS
CONTAINED IN STATE 080229; VIENNA 3214, 3481 AND 5227.

2. YOU SHOULD ALSO STATE THAT HEARING OF MOTION BY
SWAROVSKI ATTORNEYS TO SUPPRESS CERTAIN EVIDENCE IS
SCHEDULED TO BE HELD OCTOBER 12 REGARDING, PRIMARILY,
LEGALITY OF US CUSTOMS SEARCH OF SWAROVSKI'S BAGGAGE AT
TIME OF ALLEGED ATTEMPT TO EXPORT GUNSIGHT CAMERA WITHOUT
AUTHORIZATION. DEPENDING ON OUTCOME OF HEARING, TRIAL
SCHEDULED FOR NOVEMBER 29. THIS SCHEDULE IS FIRM, AND
NO FURTHER POSTPONEMENTS ARE ANTICIPATED. US COURT,
EASTERN DISTRICT OF NEW YORK, HAS AFFORDED A VERY HIGH
DEGREE OF CONSIDERATION TO SWAROVSKI IN TERMS OF AMOUNT
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OF BAIL, GEOGRAPHIC BAIL LIMITS (WORLDWIDE), GRANTING OF

REPEATED ADJOURNMENTS AT DEFENDANT'S REQUEST, EXCUSING
PERSONAL APPEARANCE BY DEFENDANT AT HEARINGS, AND AGREE-
ING TO DEFENDANT'S ATTORNEY'S REQUEST TO HOLD SUPPRESSION
HEARING FULL MONTH BEFORE TRIAL.

3. FYI; NEITHER THE DEPARTMENT NOR OTHER INTERESTED
AGENCIES HAS KNOWLEDGE OF ANY COORDINATION OF DRAFT KREIS-
KY-FORD LETTER WITH RESPONS BLE U.S. INSTITUTIONS.

4. REPORT CHANCELLOR'S REACTION ASAP.
ROBINSON

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NNN

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